

### **Remarks**

The following remarks are responsive to the outstanding office action of record.

#### ***Status of the Claims***

Claims 1-11 and 13-25 are pending. Claims 1-8 and 24 are allowed, claims 10-11, 15-16, 21-23 and 25 are objected to, while claims 9, 13, 14 and 17-20 stand rejected as anticipated by the Nukada et al. reference (JP 2000-143786).

#### ***Amendments to the Claims***

Claims 9, 17 and 20 are being amended herein.

The amendments to claims 9 and 20 are identical, and apply to the formula (III) compound and the definition of substituents relating to that formula. The amendments are based on the specification, at page 8, lines 1-7, and original claim 17. The textual material supporting the amendments states that "at least one aromatic ring in the compound of formula (III) has a substituent selected from H, F, alkyl, aryl, alkoxy, aryloxy, fluoroalkyl, fluoroaryl, fluoroalkoxy, and fluoroaryloxy." The amendments to claims 9 and 20 limit the substituents of any aromatic ring in formula (III) to this group, and is supported by the case that "at least one" can be one, some, or all, of the aromatic rings represented in the formula. Claim 17 is amended to cancel the subject matter incorporated into claims 9 and 20 by amendment, and specify as the original did, that "at least one" aromatic ring in the compound has a substituent.

No new matter is introduced by these amendments.

#### ***Claims Rejections – 35 U.S.C. § 102***

Claims 9, 13, 14 and 17-20 stand rejected under 35 U.S.C. § 102(b) as anticipated by JP 2000-143786 ("Nukada"). The rejection is based on a special case of Nukada where, in formula (III), R<sub>2</sub> is phenyl, E is (CR<sub>5</sub>R<sub>6</sub>)<sub>m</sub> with both R substituents being H and m = 2; R<sub>1</sub> is an aryl group, which may be substituted. In the example shown in the office action, the substituents of the two R<sub>1</sub> aryl groups are methyl ethanoate esters.

The amendments to claims 9 and 20 remove the Nukada structure as an anticipating structure. Accordingly, applicants believe that claims 9, 13, 14 and 17-20 are now in condition

for allowance, and that the claims currently objected to should also now be in condition for allowance in their current form.

**Conclusion**

Should there be any questions about the content of this paper or the status of the application, the Examiner is invited to call the undersigned at the telephone number listed below.

Respectfully submitted,

/JOHN H. LAMMING/

**John H. Lamming**  
Registration No. 34,857  
Corporate Counsel  
DuPont Legal  
Telephone: (302) 992-5877

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